

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

PHILLIP MINCHEW, )  
Plaintiff, )  
 )  
v. )  
 )  
NANCY A. BERRYHILL, )  
*Acting Commissioner of Social Security,* )  
Defendant. )  
 )

**JUDGMENT**

Case No. 5:18-CV-56-KS

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**Decision by Court.**

This action came before United States Magistrate Judge Kimberly A. Swank for consideration of the parties' cross motions for judgment on the pleadings.

**IT IS ORDERED, ADJUDGED AND DECREED** the Plaintiff's Motion for Judgment on the Pleadings [DE-19] is GRANTED, Defendant's Motion for Judgment on the Pleadings [DE-22] is DENIED and the case is REMANDED to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) for further consideration.

This judgment filed and entered on February 21, 2019, with electronic service upon:

Scott Scurfield *Counsel for Plaintiff*  
Wanda Mason, *Counsel for Defendant*

**PETER A. MOORE, JR.**  
CLERK, U.S. DISTRICT COURT

FEBRUARY 21, 2019

/s/ *Shelia Foell*

(By): Shelia Foell, Deputy Clerk